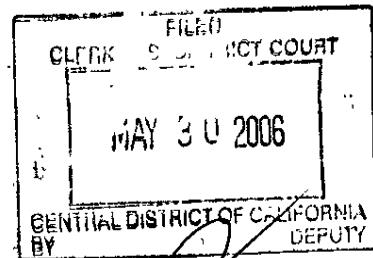


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 Matthew.Sloan@usdoj.gov



8 Attorneys for Plaintiff
 9 United States of America.

10 UNITED STATES DISTRICT COURT
 11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

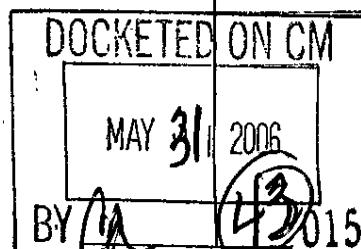
12 UNITED STATES OF AMERICA,) No. CR 04-1376-CBM
 13 Plaintiff,)
 14 v.)
 15 RONALD PHILLIP WALLACE)
 16 Defendant.)
 17)
 18)

Sentencing: June 12, 2006
 Hearing Time: 1:30 p.m.

19
 20 Plaintiff, by and through its attorney of record, the United
 21 States Attorney for the Central District of California, and
 22 defendant Ronald Phillip Wallace ("defendant"), by and through
 23 his attorney of record, Marilyn E. Bednarski, hereby stipulate
 24 and agree to the following and agree that the Court should make
 25 the following findings, based upon this stipulation and the
 26 record in this matter:

27 \\\
 28 \\\

Priority ✓
 Send ✓
 Enter _____
 Closed _____
 JS-5/JS-6 _____
 JS-2/JS-3 _____
 Scan Only _____



1 1. On June 29, 2005, defendant pled guilty to multiple
2 counts of mail fraud, wire fraud, and money laundering (Counts 4,
3 5, 6, 11, 12, 15 and 20 of the Indictment).

4 2. The United States Attorneys Office ("USAO") filed its
5 sentencing position on or about February 21, 2006.

6 3. Sentencing in this matter is currently scheduled for
7 June 12, 2006 at 1:30 p.m.

8 4. On or about May 16, defendant filed his sentencing
9 position under seal. Defendant's sentencing position asserts
10 that defendant should be given a non-custodial sentence at least
11 in part because of defendant's medical condition. More
12 specifically, defendant contends that he has a severe case of
13 Crohn's disease; that the Bureau of Prisons ("BOP") would be
14 unable to provide him satisfactory medical treatment of this
15 condition if he were incarcerated; and that his health would
16 therefore be jeopardized if he were give an extended custodial
17 sentence as recommended by the USAO. In support of this
18 position, defendant has submitted detailed and confidential
19 medical records to the court that he seeks to remain under seal.
20 Defendant's counsel has also informed the USAO that she intends
21 to provide the USAO with additional medical records concerning
22 defendant's medical condition (collectively, the "medical
23 records").

24 5. The USAO does not object to and agrees that defendant's
25 confidential medical records should remain under seal. However,
26 in order for the USAO to make an informed determination as to
27

1 whether the BOP could provide satisfactory treatment to defendant
2 if he were incarcerated, the USAO hereby seeks permission to make
3 defendant's medical records, including defendant's May 16, 2006
4 Sentencing Memorandum, available to the BOP's medical and health
5 services staff for the limited purpose of reviewing the said
6 medical records and reporting to the USAO and the Court whether
7 the BOP is able to provide adequate medical treatment to the
8 defendant.

9 6. The parties hereby agree that the said medical records
10 and defendant's May 16, 2006 Sentencing Memorandum with attached
11 exhibits, which was filed under seal, may be made available to
12 the BOP's medical and health services staff for the limited
13 purpose of determining whether the BOP can provide adequate
14 medical treatment of defendant's medical condition if he is
15 incarcerated. The records may not be used for any other purpose
16 (without defendant's and his counsel's consent).

17 7.. The parties respectfully request the court to issue an
18 order authorizing this limited release of defendant's sealed
19 medical records.

20 8. Due to the time that it will take the BOP to review the
21 medical records, and report back to the USAO and the court, it is

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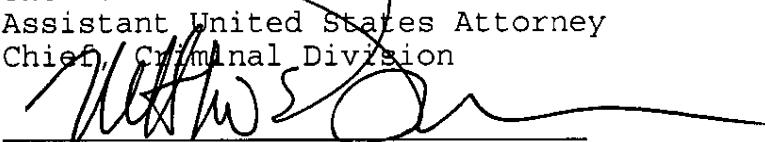
26 ///

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28

1 possible that the USAO may have to ask for a brief delay of
2 defendant's June 12, 2006 sentencing.

3 IT IS SO AGREED AND STIPULATED:

4 Date: May 22, 2006 DEBRA WONG YANG
United States Attorney
5 THOMAS P. O'BRIEN
Assistant United States Attorney
6 Chief, Criminal Division


7 MATTHEW E. SLOAN
8 Assistant United States Attorney
Deputy Chief, Major Frauds Section

9
10 Counsel for Plaintiff
United States of America

11 Date: May , 2006
12

13 MARILYN E. BEDNARSKI

14 Counsel for Defendant
Ronald Phillip Wallace
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1 possible that the USAO may have to ask for a brief delay of
2 defendant's June 12, 2006 sentencing.

3 IT IS SO AGREED AND STIPULATED:

4 Date: May , 2006 DEBRA WONG YANG
United States Attorney
5 THOMAS P. O'BRIEN
Assistant United States Attorney
6 Chief, Criminal Division

7 MATTHEW E. SLOAN
8 Assistant United States Attorney
9 Deputy Chief, Major Frauds Section

10 Counsel for Plaintiff
United States of America

11 Date: May 21, 2006

12 Marilyn E. Bednar
13 MARILYN E. BEDNARSKI

14 Counsel for Defendant
Ronald Phillip Wallace

1 [PROPOSED] ORDER RE: DISCLOSURE OF
2 DEFENDANT'S SEALED MEDICAL RECORDS

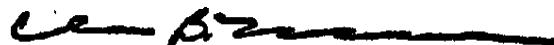
3 Based upon the above stipulation and the record before the
4 Court, IT IS HEREBY ORDERED as follows:

5 1. The United States Attorney's Office ("USAO") may
6 release and disclose the confidential medical records of
7 defendant Ronald P. Wallace ("defendant"), including without
8 limitation, defendant's May 16, 2006 Sentencing Memorandum and
9 all attached exhibits and documents (which were filed under
10 seal) (collectively, "defendant's medical records"), to the
11 medical and health services staff of the federal Bureau of
12 Prisons ("BOP"). Defendant's medical records may only be used by
13 the BOP for the limited purpose of determining whether the BOP
14 can provide adequate treatment for defendant's medical condition
15 if he is incarcerated.

16 2. Defendant's confidential medical records may only be
17 reviewed by the BOP's medical and health services staff, and/or
18 any outside health professionals or consultants retained by the
19 BOP, and these records may only be used for the purposes of
20 making the determination referred to in Paragraph 1, above.

21 IT IS SO ORDERED.

22
23 DATED: May 30, 2006


24 HON. CONSUELO B. MARSHALL
25 UNITED STATES DISTRICT JUDGE
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CERTIFICATE OF SERVICE

1 I, Shaton McDaniel, declare:

2 That I am a citizen of the United States and resident or employed in Los Angeles
3 County, California; that my business address is the Office of United States Attorney,
4 United States Courthouse, 312 North Spring Street, Los Angeles, California 90012; that I
5 am over the age of eighteen years, and am not a party to the above-entitled action;

6 That I am employed by the United States Attorney for the Central District of
7 California who is a member of the Bar of the United States District Court for the Central
8 District of California, at whose direction I served a copy of:

9 **STIPULATION RE: DISTRIBUTION OF SEALED MEDICAL RECORDS TO BUREAU**
10 **OF PRISON'S MEDICAL STAFF; [PROPOSED] ORDER**

11 service was:

12 Placed in a closed
13 envelope, for collection
14 and interoffice delivery
addressed as follows:

Placed in a sealed
envelope for collection and
mailing via United States Mail,
addressed as follows:

15 By hand delivery
addressed as follows:

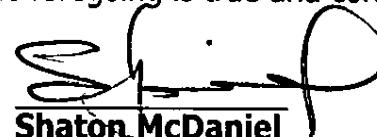
By facsimile as follows:

16 By messenger as follows:

By federal express as follows:

17
18 **MARILYN E. BEDNARSKI, ESQ.**
Kaye McLane & Bednarski
19 128 N Fair Oaks Ave, Suite 100
Pasadena, CA 91103

20 This Certificate is executed on May 22, 2006 at Los Angeles, California.
21 I certify under penalty of perjury that the foregoing is true and correct.

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Shaton McDaniel